

TOLL BRIDGE  
PROGRAM OVERSIGHT COMMITTEE (POC)  
AUGUST 31, 2005

Attendees: Will Kempton, Chairperson,  
Steve Heminger  
Diane Eidam  
Randell Iwasaki  
Andrew Fremier  
Bijan Sartipi  
Olivia Fonseca  
Jose Aguirre

At the request of Chairperson Kempton, a POC meeting (teleconference) was held. Actions were taken on two issues by the POC.

1. Adoption of the Disabled Veteran Business Enterprise (DVBE) contract goal and Small Business Enterprise (SBE) aspirational goal for the Self-Anchored Suspension (SAS) contract.

Action Taken: Based on an analysis of available and certified DVBE vendors, market survey of several Statewide California Department of Transportation (Caltrans) Small Business Council members and Bay Area Community Leaders, and input from state staff, the POC voted unanimously to adopt a one percent DVBE goal and a two percent aspirational SBE goal provided that Caltrans ensure efforts are made to maximize the DVBE and SBE participation on remaining Toll Bridge Seismic Retrofit Projects. Although the POC does not have any oversight responsibility over Caltrans' non-TBSRP, it recommended that Caltrans take similar steps for the Disadvantaged Business Enterprise program.

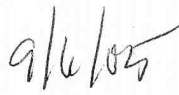
2. "Sense of Congress Regarding Buy America" Provision in SAFETEA-LU

Action Taken: Section 1928 of SAFETEA-LU provides a "sense of Congress" that the Buy America test should be applied to an entire bridge project and not only to separate contracts for a project. Chairperson Kempton and Steve Heminger agreed to follow up with Secretary Mineta's office to brief them on the situation and seek clarification on Federal Highway Administration's position regarding the effect, if any, of the "sense of Congress" provision

on the SAS contract and whether the contract would be subject to the federal Buy America requirements.

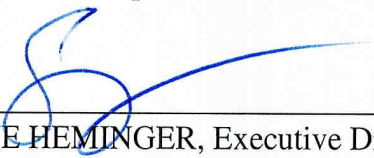
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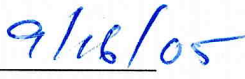
  
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WILL KEMPTON, Director  
California Department of Transportation

  
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Date

  
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DIANE EIDAM, Executive Director  
California Transportation Commission

  
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Date

  
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STEVE HEMINGER, Executive Director  
Bay Area Toll Authority

  
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Date